THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.13201 of 2006

DATED: 07.07.2006

Between
T.Ananthamma, represented by her
General Power of Attorney
V.Sadasiva Reddy. .. PETITIONER

Versus

Municipality, Gadwal, Mahabubnagar
District, represented by its Commissioner. .. RESPONDENT

WRIT PETITION NO.13201 of 2006

ORDER:

Heard both the learned counsel.

2. The Writ Petition is filed for a writ, order or direction more particularly in the nature of Writ of Mandamus declaring the action of the respondent, i.e., the Municipality, Gadwal, in not granting permission to petitioner relating to the construction of the schedule mentioned property in survey No.687, admeasuring an extent of 83.3 square yards situated at Gadwal village and Mandal, Mahabubnagar District and pass such other suitable orders.

3. The General Power of Attorney of the petitioner had sworn to the affidavit filed in support of the Writ Petition and several factual details had been narrated including the suit OS.No.152 of 2003 and also IA.No.113 of 2003 on the file of Junior Civil Judge, Gadwal. It is also specifically stated that the respondent-Municipality granted permission for construction by virtue of the proceedings No.G/8/937/2003-04, dated 26.4.2003 and consequent upon the same, the petitioner had started construction as per the approved plan and completed the ground floor and raised the first floor by building the pillars and also erecting the roof. Several other factual details also had been narrated.

4. In the facts and circumstances, this Court is of the considered opinion that this Writ Petition be disposed of with a direction to the respondent-Municipality to consider the granting of permission to the petitioner relating to the construction of the schedule mentioned property in survey No.687, admeasuring 83.3 square yards situated at Gadwal village, in accordance with law, within a period of four (04)

weeks from the date of receipt of a copy of this order. No costs.

07.07.2006

SSR

Issue order copy by Monday.

(BO)